



CITY OF SUGAR LAND

Engineering Department

CIP Project Number: PK0401

Title: Land Acquisition - Brazos River Floodway

Project Phase: Land

% of Phase Completion

Land



Cost for this Phase: \$350,000

Funding Sources: Certificate of Obligation/SL4B

Project Manager: Clayton Taylor

Contractor: TBD

Consultant: TBD

Project Description: Land Acquisition study- To acquire floodway land identified in the Brazos River Park Master Plan.

Justification: City's desire to own and manage Brazos River floodway within the City limits. The Brazos River Floodway encompasses 3600 acres in the City Limits and ETJ. The City owns and/or controls 1200 acres. The goal is to acquire as much of the 3600 acres as possible.

Updates: **December 2008-** Appraisals are complete. Parks & Recreation, Engineering and Public Works met to discuss how best to proceed with project. Staff will be meeting with CM/ACM for further direction.

March 2009- Parks & Recreation staff have provided information for City land acquisition projects.

June 2009: Alexander Tract - Contacting Mr. Alexander to present offer letter. Keenan Tract – revising appraisal due to discrepancies in property description. Will send offer after appraisal is revised.

July 2009-

August 2009-

September 2009- Presented Alexander tract and Frost to City Council. Further negotiations with Frost were completed by Mayor and City Manager. Staff is following up on Frost's desire to keep 3 acres in the area. City Legal contacting outside attorney to assist with Alexander tract.

October 2009 –

Alexander – Information provided to Alexander's legal representation.

Frost – Staff reviewed options for retaining drill site for Mr. Frost.

November 2009 -

Alexander – Engineering and Legal Department Staff have provided Mr. Alexander's representation information for review and comment. We have not received a formal response at this time.

Frost – City Management and Mr. Frost continue to look at options to ensure a mutually beneficial transaction.

December 2009 –

Alexander – Resolution 09-41 declaring the necessity to acquire by condemnation the fee simple title to 16.8632 acres of property was passed by City Council December 15. The passing of the resolution is the first step in the eminent domain process. A hearing is anticipated to be scheduled for mid February.

Frost – Management has requested a follow up meeting with Staff and Mr. Frost to continue to review options to ensure a mutually beneficial transaction.

March 2010 –

Alexander – Resolution 09-41 declaring the necessity to acquire by condemnation the fee simple title to 16.8632 acres of property was passed by City Council December 15. The passing

of the resolution is the first step in the eminent domain process. The hearing was scheduled for March 11, and the Special Commissioners awarded the fee simple interest to the City for the appraised amount of \$50,590. A check will be deposited into the Court Registry and the City will take ownership of the parcel. Mr. Alexander will have 20 days to appeal the decision. A final judgment will be filed in the deed records following all appeals.

Frost – Management has requested a follow up meeting with Staff and Mr. Frost. Staff continues to investigate and review options to ensure a mutually beneficial transaction.

